

414 Rec'd EST/PTO 29 APR 1999

FORM PTO-1390
(REV. 5-93)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

3404/0F546-USO

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

09/297399

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAIMED

PCT/JP97/04480

08 December 1997

09 December 1996

TITLE OF INVENTION

WATER BASED INK COMPOSITION FOR BALLPOINT PEN

APPLICANT(S) FOR DO/EO/US

Masaru MIYAMOTO

Applicant herewith submits to the United States Designated/Elected office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S. C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371 (f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S. C. 371 (b) and PCT Articles 22 and 39 (1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S. C. 371 (c) (2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S. C. 371 (c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c) (3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (executed).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.79 and 1.98 (with 3 JP abstracts)
12. ☒ An assignment document for recording. A **separate** cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney an/or address letter.
16. ☒ Other items or information: **AFFIRMATION OF PRIORITY CLAIM**

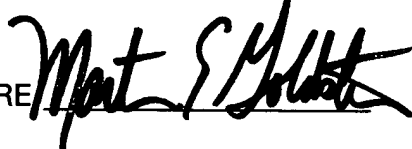
EXPRESS MAIL CERTIFICATE

Date: 4-29-99 Label No. EM 445423844

I hereby certify that, on the date indicated above I deposited this paper or fee with the U.S. Postal Service & that it was addressed for delivery to the Commissioner of Patents & Trademarks, Washington D.C. 20231 by "Express Mail Post Office to Addressee" service.

Name (Print):

G. Karaszki
Signature

U.S. APPLICATION NO. (if known sec 37 C 50		INTERNATIONAL APPLICATION NO. PCT/JP97/04480		Attorney's Docket Number 3404/0F546-USO	
17. [X] The following fees are submitted: Basic National Fee (37 CFR 1.492 (a)(1)-(5)): Search Report has been prepared by the EPO <u> </u> or JPO <u>X</u> \$840.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) <u> </u> \$670.00 No international preliminary examination fee paid to USPTO(37 CFR 4.482) but international search fee paid to USPTO (37 CFR 1.445 (a) (2))... \$760.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$970.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$96.00 <div style="text-align:right">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS	PTO USE ONLY
				\$840.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than []20 []30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
Claims	Number Filed	Number Extra	Rate		
Total Claims	3-20 =	0	X \$22.00	\$	
Independent Claims	1-3 =	0	X \$80.00	\$	
Multiple dependent claims(s) (if applicable) + 270				\$	
TOTAL OF ABOVE CALCULATIONS =				\$840.00	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$.00	
SUBTOTAL =				\$840.00	
Processing fee of \$130.00 for furnishing the English translation later the [] 20 [] 39 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$840.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). the assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$40.00	
TOTAL FEES ENCLOSED =				\$880.00	
				Amount to be refunded	\$
				charged:	\$
<p>a. [X] A check in the amount of \$880.00 to cover the above fees is enclosed.</p> <p>b. [] Please charge my Deposit Account No.04-0100 in the amount of \$_____ to cover the above fees.</p> <p>c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>04-0100</u>. A duplicate copy of this sheet is enclosed.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>					
SEND ALL CORRESPONDENCE TO: Martin E. Goldstein Darby & Darby P.C. 805 Third Avenue New York, New York 10022-7513			SIGNATURE  NAME <u>Martin E. Goldstein</u> REGISTRATION NO. <u>20,869</u>		